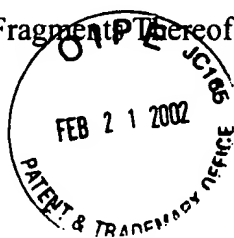


In re the application of: L. Johnson
Serial No. 09/403,075
Filed: May 10, 2000
For: MEKK1 Proteins and Fragment

COPY OF PAPERS
ORIGINALLY FILED Case No. CPI-042CPUS

COMMISSIONER FOR PATENTS
Washington, D.C. 20231



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TECH CENTER 1600/2900

Sir:

Transmitted herewith for filing in connection with the above-identified application are the following:

- ☒ Response to Restriction Requirement;
- ☒ Request for Three-Month Extension of Time (in duplicate);
- ☒ Return postcard.

The fee has been calculated as shown below:

| (Col. 1) | (Col. 2) | (Col. 3) |
|---|---------------------------------|---------------|
| CLAIMS REMAINING AFTER AMENDMENT | HIGHEST NO. PREVIOUSLY PAID FOR | PRESENT EXTRA |
| TOTAL * 34 | MINUS ** 67 | = 0 |
| INDEP. * 9 | MINUS *** 24 | = 0 |
| <input checked="" type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEP. CLAIM | | |

| SMALL ENTITY | |
|------------------|------------|
| RATE | ADDIT. FEE |
| x 9 = | \$0.00 |
| x 42 = | \$0.00 |
| +140 = | \$140.00 |
| TOTAL ADDIT. FEE | \$140.00 |

OR

| OTHER THAN A SMALL ENTITY | |
|---------------------------|------------|
| RATE | ADDIT. FEE |
| x 18 = | \$0.00 |
| x 84 = | \$0.00 |
| + 280 = | \$0.00 |
| TOTAL | \$0.00 |

- * If the entry in Col 1 is less than the entry in Col. 2, write "0" in Col. 3.
- ** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.
- *** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest Number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

- ☒ The Commissioner is hereby authorized to charge the amount of \$140.00 for presentation of extra claims to Deposit Account No. 12-0080.
- ☒ The Commissioner is hereby authorized to charge the amount of \$460.00 for the extension fee to Deposit Account No. 12-0080.
- ☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 12-0080. A duplicate copy of this sheet is enclosed.
 - ☒ Any additional filing fees under 37 CFR 1.16 for the presentation of extra claims.
 - ☐ Any patent application processing fees under 37 CFR 1.17.
- ☒ Please charge any additional fees or credit any overpayments associated with this communication to our Deposit Account No. 12-0080. A duplicate copy of this sheet is enclosed. Applicants request any extensions of time necessary to respond.

Certificate of First Class Mailing (37 C.F.R. 1.8(a))

I hereby certify that this transmittal letter and the papers referred to as being enclosed therein are being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on:

January 28, 2002
Date

Debra J. Milasincic, Esq., Reg. No. 46,931

LAHIVE & COCKFIELD, LLP
Attorneys at Law

By Debra J. Milasincic, Esq.

Reg. No. 46,931
28 State Street
Boston, MA 02109
(617) 227-7400
Telecopier (617) 742-4214

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Election/Retraction
Ex. (3)/#8
3/13/02

In re the application of: Gary L. Johnson

Serial No.: 09/403,075

Filed: May 10, 2000

For: MEKK1 Proteins and Fragments Thereof for
Use in Regulating Apoptosis

Attorney Docket No.: CPI-042CPUS

Group Art Unit: 1642

Examiner: Hunt, J.

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Commissioner for Patents
Washington, D.C. 20231

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January 28, 2002

Date of Signature and of Mail Deposit

By:

[Signature]
Debra J. Milasincic, Esq.

Reg. No. 46,931

Attorney for Applicant

RESPONSE TO RESTRICTION REQUIREMENT

Dear Sir:

This is a response to the Office Action mailed from the Patent Office on September 28, 2001. A separate petition for an extension of time is being filed concurrently herewith.

In the Claims:

✓ / ✓ / ✓ / ✓ / ✓ / ✓
Please cancel claims 9-11, 13-15, 17-18, 21-42 and 63-67, without prejudice.

02/28/2002 MWOLDER1 00000020 120080 09403075

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